

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION
WASHINGTON, DC
ORDER NO. 8712

IN THE MATTER OF:

Served May 11, 2005

Application of SEDAN SERVICE AIDA)
TRANSPORTATION for a Certificate of)
Authority -- Irregular Route)
Operations)

Case No. AP-2005-20


Applicant is a general partnership seeking a certificate of authority for irregular route operations in vehicles with a seating capacity of less than 16 persons only, including the driver.¹ Because the partnership agreement provides for automatic termination after fifteen years unless the partners agree to sign a new partnership agreement, the initial order in this proceeding, Order No. 8626, served April 4, 2005, gave applicant until May 2, 2005, to file a statement explaining why it is in the public interest for this Commission to grant a certificate of authority to an entity with a fixed duration. Applicant has yet to comply.

An application for a certificate of authority must be in writing, verified, and in the form and with the information that Commission regulations require.² Commission Regulation No. 54 requires an applicant to complete and file the Commission's application form and furnish any additional information required by the order giving notice of the application. Failure to comply with the Commission's application requirements warrants dismissal.

Inasmuch as applicant has failed to submit the required information, the application shall be dismissed.

THEREFORE, IT IS ORDERED that the application of Sedan Service Aida Transportation is hereby dismissed without prejudice for want of prosecution.

FOR THE COMMISSION:


William S. Morrow, Jr.
Executive Director

¹ This is applicant's second such application. Applicant was granted operating authority last year, but the issuance of a certificate of authority was expressly made contingent on applicant filing additional documents. See In re Sedan Service Aida Transportation, No. AP-04-53, Order No. 8063 (June 7, 2004) (conditionally granting Certificate No. 939). Applicant failed to file the necessary documents in a timely manner, thereby voiding the Commission's approval. See id. (grant of authority void upon applicant's failure to timely satisfy conditions of issuance); Commission Regulation No. 66 (failure to comply with conditions of grant within 180 days voids approval).

² Compact, tit. II, art. XI, § 8.

³ In re Elite Transp., Inc., No. AP-04-08, Order No. 7938 (Apr. 13, 2004); In re Best Care Transp., Inc., No. AP-03-165, Order No. 7862 (Mar. 15, 2004).